

California Environmental Quality Act

NOTICE OF INTENT TO ADOPT NEGATIVE DECLARATION

TO: Interested Parties

FROM: Bay Area Air Quality
Management District
939 Ellis Street
San Francisco, CA 94109

LEAD AGENCY: Bay Area Air Quality Management District

Contact: Julian Elliot

Phone: 415-749-4705

**SUBJECT: NOTICE OF PREPARATION AND PROPOSAL TO ADOPT NEGATIVE
DECLARATION PURSUANT TO SECTION 21092 AND 21092.3 OF THE
PUBLIC RESOURCES CODE AND CEQA GUIDELINES SECTION 15072**

Project Title: Amendments to: Regulation 8, Rule 44: Marine Vessel Loading Terminals;
Rule 46: Marine Tank Vessel to Marine Tank Vessel Loading; Manual of Procedures, Volume
IV, ST-34: Bulk And Marine Loading Terminals – Vapor Recovery Units.

Project Location: The rules and proposed amendments apply within the Bay Area Air
Quality Management District ("District"), which includes all of Alameda, Contra Costa, Marin,
Napa, San Francisco, San Mateo, and Santa Clara counties, and the southern portions of
Solano and Sonoma counties.

Project Description: The District has regulatory authority over stationary sources of air
pollution in the San Francisco Bay Area. Regulation 8, Rule 44 regulates emissions to the
atmosphere from the loading of organic liquids into marine cargo tank vessels. Rule 46
regulates emissions from the transfer of organic liquids between marine cargo tank vessels.
The proposed amendments apply to Bay Area marine terminals and to marine tank vessels
operating in Bay Area waters. The proposed amendments to Rule 44:

- Reduce the allowable organic vapor leak standard for equipment and connections associated with loading activities;
- Expand the applicability of the rule to include loading of organic chemicals;
- Require control of organic vapors during cleaning, purging and gas freeing of cargo tanks on vessels;
- Require collection and submission of data on low-volatility cargos not regulated by the rule, and;
- Consolidate the requirements of Rule 46 into Rule 44. The proposed amendments would delete Rule 46.

In addition, the proposed amendments include minor clarifying changes and addition of definitions.

Negative Declaration: A copy of the Negative Declaration is available for review on the District's website at http://www.baaqmd.gov/pln/ruledev/regulatory_public_hearings.htm or at the District office at 939 Ellis Street, San Francisco.

Written comments on the Negative Declaration must be addressed to Julian Elliot, Bay Area Air Quality Management District, 939 Ellis Street, San Francisco, California, 94109 or to jelliot@baaqmd.gov. The review period for the Negative Declaration is from Monday, November 7 until Monday, November 28, 2005. All comments must be received by 5:00 p.m. on Monday, November 28, 2005.

Public Hearing: On Wednesday, December 7, 2005 at 9:45 a.m., the Board of Directors of the Bay Area Air Quality Management District (BAAQMD) will conduct a public hearing to consider adoption of proposed amendments to Regulation 8, Rule 44, Rule 46, and amendments to the District's Manual of Procedures, Volume IV, ST-34: Bulk and Marine Loading Terminals – Vapor Recovery Units. The hearing will be held in the 7th floor Board Room of the District Office, 939 Ellis Street, San Francisco.